

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DEBRA V. GARDNER-LOZADA,	:	
<i>Plaintiff,</i>	:	CIVIL ACTION
	:	
v.	:	
	:	
SEPTA,	:	
<i>Defendant.</i>	:	No. 13-2755
	:	

ORDER

AND NOW, this 26th day of February, 2015, upon consideration of SEPTA's Motion *In Limine* (Docket No. 28), Ms. Gardner-Lozada's Response in Opposition (Docket No. 33), SEPTA's Second Motion *In Limine* (Docket No. 41), and Ms. Gardner-Lozada's Response in Opposition (Docket No. 43), for the reasons set forth in the Court's Memorandum Opinion of even date, **the Court hereby ORDERS** that SEPTA's Motion *In Limine* (Docket No. 28) and SEPTA's Second Motion *In Limine* (Docket No. 41) are **GRANTED IN PART and DENIED IN PART** so that:

1. The Motions are **DENIED** as to:

- a. Evidence and testimony regarding the circumstances underlying Ms. Gardner-Lozada's 2008 EEOC Charge and 2009 civil complaint;
- b. Evidence and testimony regarding the circumstances under which Ms. Gardner-Lozada became NORAC certified; and

2. The Motions are **GRANTED** as to:

- a. Evidence and testimony regarding Ms. Gardner-Lozada's failure to be promoted to Director of Transportation – Bus Operations in December 2011;
- b. Evidence and testimony regarding Thomas Bateman's transfer to the position of Transportation Manager;

- c. Evidence and testimony regarding the male SEPTA employees listed in paragraph 31 of the Amended Complaint; and
- d. Evidence and testimony suggesting that the process whereby Ms. Gardner-Lozada became NORAC certified was distinct from the process whereby Mr. Bateman became NORAC certified.

BY THE COURT:

S/Gene E.K. Pratter
GENE E.K. PRATTER
United States District Judge